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Tarrant County Texas

Official Public Records

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AMENDMENT AND RATIFICATION OF OIL, GAS & MINERAL LEASE AND MEMORANDUM OF OIL, GAS & MINERAL LEASE

STATE OF TEXAS §
COUNTY OF TARRANT §

WHEREAS, Ralph J. Swaim, as Lessor, heretofore executed an Oil, Gas & Mineral Lease dated July 1, 2007 to Tidewell Energy, L.L.C., as Lessee, evidenced by that Memorandum of Oil, Gas & Mineral Lease recorded at Clerk Document No. D207242705, Official Public Records of Tarrant County, Texas;

WHEREAS, XTO ENERGY INC., ("Lessee") a Delaware corporation, whose address is 810 Houston Street, Fort Worth, Texas 76102, is the successor in interest to TIDEWELL ENERGY, L.L.C., as such transfer of ownership is reflected of record in Tarrant County, Texas;

WHEREAS, the description of the Lease was incomplete and in error;

NOW THEREFORE, for good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, Lessors and Lessee do hereby amend the Lease in respect to the description of the lands included therein, and ratify and adopt the same as so amended. The amended description shall now read as follows:

Tract 1) 0.511 acres, more or less, out of the J. Collett Survey, A-261, Tarrant County, Texas and being the same tract of land described by that Warranty Deed dated July 12, 1962 from Ben L. Buckner and wife, Docia B. Buckner, Grantors, to Ralph J. Swaim and wife, Jewel Swaim, Grantees, and recorded in Volume 3706, Page 176, Deed Records, Tarrant County, Texas.

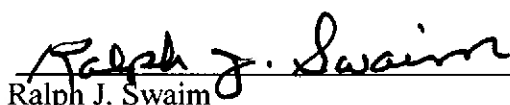
Tract 2) Lot B2, Forest Wood Industrial Addition, an addition to the City of Forest Hill as recorded in the Plat records of Tarrant County, Texas, Volume 388-45, Page 3.

NOW, THEREFORE, in consideration of the premises leased herein, the receipt and sufficiency of which is hereby acknowledged, Ralph J. Swaim and wife, Jewel Swaim, do hereby Adopt, Ratify and Confirm the Lease and all of its Terms and Provisions, as if herein set out in its entirety, and does hereby Grant, Lease, Demise and Let said lands and premises unto XTO Energy Inc., Lessee, as fully and completely as if Owner(s) had originally been named as Lessor(s) in said Lease, and had executed, acknowledged, and delivered the same in its own proper person(s).


Further, Ralph J. Swaim and wife, Jewel Swaim, does hereby agree and declare that the Lease, in all of its terms and provisions, including any amendments, is a valid and subsisting Oil and Gas Lease, and shall be binding upon them and shall inure to the benefit of the parties thereto, their successors and assigns.

IN WITNESS WHEREOF, this instrument has been executed on the respective date of the acknowledgment below, but shall be effective, however, as of July 1, 2007, the date of the Lease.

LESSORS:


Ralph J. Swaim

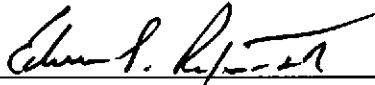

Address: 4633 California Pkwy E.
Forest Hill, Texas 76119


Jewel Swaim

Address: 4633 California Pkwy E.
Forest Hill, Texas 76119

LESSEE:

XTO ENERGY INC.,
a Delaware corporation

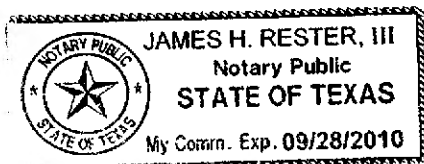

Edwin S. Ryan, Jr.,
Senior Vice President-Land Administration 

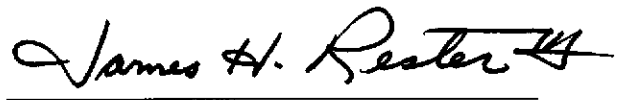
Address: 810 Houston Street
Fort Worth, Texas 76102

ACKNOWLEDGMENTS

THE STATE OF TEXAS
COUNTY OF TARRANT

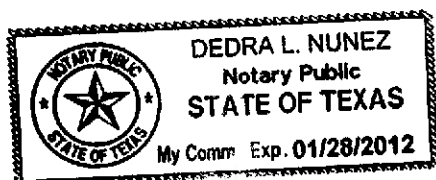
This instrument was acknowledged before me on the 27th day of July,
2010, by Ralph J. Swaim and wife, Jewel Swaim, husband and wife.

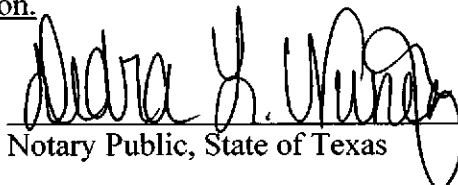



Notary Public, State of Texas

THE STATE OF TEXAS
COUNTY OF TARRANT

This instrument was acknowledged before me on the 16th day of August,
2010, by Edwin S. Ryan, Jr., as Senior Vice President-Land Administration of XTO Energy Inc.,
a Delaware Corporation, on behalf of said corporation.




Notary Public, State of Texas

Return to: Bryson G. Kuba
6127 Green Jacket Dr.
Apt. # 1136
Fort Worth, TX 76137